

1 JOHN M. APPELBAUM
Chief of Enforcement
2 MELODEE A. MATHAY
Senior Commission Counsel
3 FAIR POLITICAL PRACTICES COMMISSION
4 428 J Street, Suite 620
Sacramento, CA 95814
Telephone: (916) 322-5660
5
6 Attorneys for Complainant
7
8

9 BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
10 STATE OF CALIFORNIA

11 In the Matter of)	FPPC No.: 04/651
)	
12)	
13 LARRY LEVINE and JENNIFER LEVINE,)	STIPULATION, DECISION and
)	ORDER
14)	
15 Respondents.)	
16)	
17)	

18 Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and
19 Respondents Larry Levine and Jennifer Levine hereby agree that this stipulation will be submitted for
20 consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

21 The parties agree to enter into this stipulation to resolve all factual and legal issues raised by this
22 matter and to reach a final disposition without the necessity of holding an administrative hearing to
23 determine the liability of Respondents.

24 Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural
25 rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in sections 18361.1
26 through 18361.9 of title 2 of the California Code of Regulations. This includes, but is not limited to, the
27 right to personally appear at any administrative hearing held in this matter, to be represented by an
28 attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the

1 hearing, to subpoena witnesses to testify at the hearing, to have an impartial administrative law judge
2 preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

3 It is further stipulated and agreed that Respondents Larry Levine and Jennifer Levine violated the
4 Political Reform Act by making a loan in excess of the \$3,000 contribution limit, in violation of
5 Government Code section 85301, subdivision (a) (1 count), as described in Exhibit 1. Exhibit 1 is
6 attached hereto and incorporated by reference as though fully set forth herein. Exhibit 1 is a true and
7 accurate summary of the facts in this matter.

8 Respondents agree to the issuance of the decision and order, which is attached hereto.
9 Respondents also agree to the Commission imposing upon them an administrative penalty in the amount
10 of Four Thousand Dollars (\$4,000). A cashier's check from Respondents in said amount, made payable
11 to the "General Fund of the State of California," is submitted with this stipulation as full payment of the
12 administrative penalty, and shall be held by the State of California until the Commission issues its
13 decision and order regarding this matter. The parties agree that in the event the Commission refuses to
14 accept this stipulation, it shall become null and void, and within fifteen (15) business days after the
15 Commission meeting at which the stipulation is rejected, all payments tendered by Respondents in
16 connection with this stipulation shall be reimbursed to Respondents. Respondents further stipulate and
17 agree that in the event the Commission rejects the stipulation and a full evidentiary hearing before the
18 Commission becomes necessary, neither any member of the Commission, nor the Executive Director,
19 shall be disqualified because of prior consideration of this stipulation.

20 Dated: _____

Mark Krausse, Executive Director
Fair Political Practices Commission

23 Dated: _____

Larry Levine, Respondent

25 Dated: _____

Jennifer Levine, Respondent

27 Dated: _____

Fredric Woocher, Esq.
Strumwasser & Woocher, LLP
Attorneys for Respondents

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DECISION AND ORDER

The foregoing stipulation of the parties “In the Matter of Larry Levine and Jennifer Levine, FPPC No. 04/651,” including all attached exhibits, is hereby accepted as the final decision and order of the Fair Political Practices Commission, effective upon execution below by the Chairman.

IT IS SO ORDERED.

Dated: _____

Liane M. Randolph, Chairman
Fair Political Practices Commission